

statement shall also contain information concerning pertinent training in vocational training schools or similar training facilities, including the dates of such training and the identity of the vocational school or training facility. If the learner has had no applicable experience or pertinent training, a statement to that effect signed by the learner should likewise be kept in the employer's records.

(c) The employer shall maintain a file of all evidence and records, including any correspondence, pertaining to the filing or cancellation of job orders placed with the local State or Territorial Public Employment Service Office under §§ 522.5(b) and 522.6(f).

(d) The records required in this section, including a copy of any special certificate issued, shall be kept and made available for inspection at all times for at least three years from the last effective date of the certificate.

[20 FR 648, Jan. 29, 1955, as amended at 22 FR 555, Jan. 29, 1957]

§ 522.8 Amendment or replacement of a learner certificate.

The Administrator upon his own motion may amend the provisions of a learner certificate when it is necessary by reason of the amendment of these or any supplemental industry regulations, or may withdraw a learner certificate and issue a replacement certificate when necessary to correct omissions or apparent defects in the original certificate.

[20 FR 648, Jan. 29, 1955]

§ 522.9 Reconsideration and review.

(a) Any person aggrieved by the action of an authorized representative of the Administrator denying or granting a learner certificate may, within 15 days after such action, (1) File a written request for reconsideration thereof by the authorized representative of the Administrator who made the decision in the first instance, or (2) file a written request for review of the decision by the Administrator or an authorized representative who has taken no part in the action which is the subject of review.

(b) A request for reconsideration shall be accompanied by a statement of

the additional evidence which the applicant believes may materially affect the decision and a showing that there were reasonable grounds for failure to present such evidence in the original proceedings.

(c) Any person aggrieved by the reconsidered determination of an authorized representative of the Administrator may within 15 days after such determination, file with the Administrator a written request for review.

(d) A request for review shall be granted where reasonable grounds for the review are set forth in the request.

(e) If a request for reconsideration or review is granted, the Administrator or his authorized representative may, to the extent he deems it appropriate, afford other interested persons an opportunity to present data and views.

[20 FR 648, Jan. 29, 1955, as amended at 21 FR 5316, July 17, 1956; 24 FR 204, Jan. 8, 1959]

§ 522.10 Supplemental industry regulations.

(a) Upon application of any person or persons, representing an industry or branch thereof, or upon his own motion, the Administrator, if he deems it advisable, may, after appropriate and timely notice to interested parties, cause a hearing to be held to determine the need for the employment of learners at wages lower than the minimum wage applicable under section 6 of the act in order to prevent curtailment of opportunities for employment in an industry or branch thereof; and if such need is found to exist, to determine the occupation or occupations which require a learning period and the limitations as to wages, time, number, proportion, and length of service pursuant to which learner certificates authorizing the employment of learners at such subminimum wage rates may be issued to employers. Such hearing shall be held before the Administrator or his duly authorized representative. Following such hearing the Administrator shall, by supplemental regulations, prescribe the conditions under which special certificates shall be issued for the employment of learners in such industry or branch thereof, if he determines that there is a need therefor to prevent curtailment of opportunities for employment.

(b) The Administrator may issue a subpoena for attendance at such hearings to any party upon request and upon a showing of general relevance and reasonable scope of the evidence sought. The Administrator may, on his own motion, or that of his authorized representative, cause to be brought before him or his authorized representative any witness whose testimony he deems material to the matter in issue.

(c) Such supplemental regulations as are issued shall not apply to the employment of learners at subminimum wage rates in Puerto Rico or the Virgin Islands, unless they so provide.

[20 FR 648, Jan. 29, 1955. Redesignated at 21 FR 5316, July 17, 1956]

§ 522.11 Amendment or revocation of the regulations contained in this part.

The Administrator may at any time upon his own motion or upon written request of any interested person or persons setting forth reasonable grounds therefor, and after opportunity has been given to interested persons to present their views, amend or revoke any of the terms of the regulations in this part or of the supplemental regulations applicable to the employment of learners in particular industries.

[20 FR 648, Jan. 29, 1955. Redesignated at 21 FR 5316, July 17, 1956]

EMPLOYMENT OF LEARNERS IN
SPECIFIED INDUSTRIES

APPAREL INDUSTRY

SOURCE: Sections 522.20 through 522.25 appear at 28 FR 1422, Feb. 14, 1963, unless otherwise noted.

§ 522.20 Applicability of general learner regulations.

The employment of learners pursuant to the provisions of §§ 522.20 through 522.24 shall be subject to all provisions of the general regulations governing the employment of learners (§§ 522.1 through 522.9), except to the extent to which any provision of such general regulations is inconsistent with any provisions of §§ 522.20 through 522.25.

§ 522.21 Applicability of §§ 522.20 to 522.25.

For purposes of §§ 522.20 to 522.25, the apparel industry consists of the following six divisions:

(a) Women's apparel, defined as follows: The production of women's, misses' and juniors' dresses; washable service garments; blouses from woven or purchased knit fabric; women's, misses', children's and infants' underwear, nightwear and negligees from woven fabrics; corsets and other body supporting garments from any material; infants' and children's outerwear; and other garments similar to the foregoing.

(b) Single pants, shirts and allied garments, defined as follows: The production of men's and boys' single pants, washable service garments, work shirts, overalls, overall jackets and coveralls from any material; dress and sport shirts from woven fabric or purchased knit fabric; and collars and sleeping wear from woven fabric.

(c) Sportswear and other odd outerwear, defined as follows: The manufacture of men's, women's and children's sportswear and other odd outerwear, including windbreakers, lumberjackets, mackinaws and mackinaw coats, melton jackets, blanket-lined and similar coats, leatherette coats and jackets, hunting coats and vests, riding clothing, ski-suits and snow-suits (except children's ski-suits and snow-suits), and similar garments from any woven materials or from purchased knitted materials.

(d) Rainwear, defined as follows: The manufacture of waterproofed garments and raincoats from oiled cloth or other materials, whether vulcanized, rubberized, cravenetted, or otherwise processed.

(e) Robes, defined as follows: The manufacture of robes from any woven material or from purchased knitted materials, including, without limitation, men's, women's and children's bath, lounging and beach robes and dressing gowns.

(f) Leather and sheep-lined clothing, defined as follows: The manufacture of leather, leather-trimmed and sheep-lined garments for men, women or children.